THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.25036 of 2006

Date: 18th September, 2007

Between :-

Bethu Satyanarayana ..

Petitioner

And

The District Collector,
Krishna District,
Machilipatnam,
Krishna District and 2 others ..
Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.25036 of 2006

ORDER:-

Heard the Counsel.

2. W.V.M.P.No.1421/2007 is filed to vacate the interim order made in W.P.M.P.No.32057/2006 in W.P.No.25036/2006 dt.30-11-2006.

3. The Writ Petition is filed for a Writ of Mandamus declaring the action of the respondent in suspending the dealership of the petitioner for Fair Price Shop No.14 of Kanchadam village, Bantumilli Mandal, Krishna District as illegal, arbitrary, unjust and violative of principles of natural justice and consequently set aside the proceedings in Rc.No.C1513/2006, dt.20-11-2006 and pass such other suitable orders.

4. This Court in W.P.M.P.No.32057/2006 made the following Order:-

> *"It appears, the petitioner is a permanent Fair Price Shop Dealer of Shop No.14 of Kanchadam village, Bantumilli Mandal, Krishna District. While so, he was also entrusted with additional responsibility of distributing essential commodities to the card-holders of Shop No.17 of Arthamuru village, Bantumili (m), Krishna District. It seems, the irregularities committed by the petitioner were detected on an inspection conducted by the Special Deputy Tahasildar*

(PDS), Bantumili on 28-10-2006 and on the basis of his report, the authorization of the petitioner against both the shops i.e., Shop Nos.14 & 17 were suspended by the impugned order.

The irregularities committed and pointed out relate to shop No.17 and not shop No.14.

Therefore, there shall be interim suspension of the impugned order dt.20-11-2006 insofar as shop No.14 is concerned until further orders."

5. Several factual details had been narrated in paras 2 to 7 of the affidavit filed in support of the Writ Petition. In the light of the interim suspension which had been already specified supra granted by this Court, this Court is of the considered opinion that the Writ Petition be disposed of directing the 2nd respondent to complete the enquiry within a period of six weeks from the date of receipt of this order. Till then, the interim order granted by this Court to be operative. The Writ Petition is disposed of accordingly. No order as to costs.

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Justice P.S.Narayana

18th September, 2007

smr